



\*UG-98-2021-27788\*

# **BEXAR COUNTY, TEXAS COMMISSIONERS COURT**

## **NOTICE OF PUBLIC MEETING**

The Bexar County Commissioners Court will meet on **Tuesday, August 24, 2021 at 9:00 a.m. in the Double-Height Courtroom** on the Second Floor of the Bexar County Courthouse, 100 Dolorosa, Suite 2.01, San Antonio, Texas 78205.

**NOTE:** The Commissioners Court may recess at 12:00 p.m. and may reconvene at 1:30 p.m.

**NELSON W. WOLFF  
COUNTY JUDGE**

**REBECA CLAY-FLORES  
COMMISSIONER, PRECINCT 1**

**TRISH DeBERRY  
COMMISSIONER, PRECINCT 3**

**JUSTIN RODRIGUEZ  
COMMISSIONER, PRECINCT 2**

**TOMMY CALVERT  
COMMISSIONER, PRECINCT 4**

**LUCY ADAME-CLARK  
CLERK OF THE COURT**

Questions regarding this agenda should be directed to the Bexar County Commissioners Court Support & Special Projects Administrator at (210) 335-0326. The agenda is available on the County's website (<http://www.bexar.org>). Click on "Government/Commissioners Court."

### **BEXAR COUNTY COURTHOUSE ACCESSIBILITY STATEMENT**

This meeting site is accessible. The Accessible Entrance to the Bexar County Courthouse is located at the west side of the Courthouse on S. Main Avenue between Dolorosa and E. Nueva Streets. To access the second floor, individuals must utilize the accessible ramp located at the west side of the County Courthouse and take the elevator to the second floor.

## COMMISSIONERS COURT CEREMONIAL AGENDA

1. Opening Prayer: Rev. Dr. Joe Moore, First Presbyterian Church (Rebeca Clay-Flores)
2. Pledge of Allegiance: (Rebeca Clay-Flores)

## COMMISSIONERS COURT REGULAR AGENDA

### 3. TIME CERTAIN ITEM(S):

- a. **9:05 a.m.** - Presentation, discussion, and appropriate action regarding:
  - i. Public Hearing to Adopt Revision of the County of Bexar's Order governing the County's participation in the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code.
  - ii. Approval of Revised County of Bexar's Order governing the County's participation in the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code.
  - iii. Public Hearing - Resolution nominating Toyotetsu Texas (TTTX) for an Enterprise Project designation within the Texas Enterprise Zone Program.
  - iv. Approval of an Interlocal Agreement between the City of San Antonio, Texas and the County of Bexar for nominating Toyotetsu Texas (TTTX) as an Enterprise Project pursuant to nomination and application made by the County to the Office of the Governor.  
(Presentation Time: 10 minutes) (Deborah Carter)
- b. **9:15 a.m.** - Presentation by Claude A. Jacob, Director of City of San Antonio Metro Health, and Dr. C. Junda Woo, Medical Director on COVID-19 related matters.  
(Estimated Presentation Time: 15 minutes) (Tommy Calvert/Trish DeBerry)
- c. **9:30 a.m.** - Presentation, discussion, and appropriate action regarding the 2021 ad valorem property tax rate recommendation for the Bexar County Hospital District d/b/a University Health in support of its Operating, Debt Service and Capital Outlook for FY 2022.  
(Estimated Presentation Time: 15 minutes) (George Hernandez)
- d. **10:00 a.m.** - Submission of 2021 calculated No-New Revenue, Voter-Approval, Unused Increment and De-Minimis Tax Rates for Bexar County as calculated by the Office of the Bexar County Tax Assessor-Collector per Section 26.04 of the Texas Property Tax Code.  
(Estimated Presentation Time: 10 minutes) (Albert Uresti)
- e. **10:15 a.m.** - Discussion and appropriate action regarding the Bexar County FY 2021-22 Proposed Tax Rate and Operating and Capital Budget, and placement of the proposed tax rate of \$0.301097 on the agenda for the Commissioners Court meeting on September 14, 2021 meeting as an action item.  
(Estimated Presentation Time: 1 hour) (Tina Smith-Dean)

4. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.
5. Filing for record the following legal and administrative documents and directing the Criminal District Attorney's Office to take action, if necessary:
  - a. Complaint for Declaratory and Injunctive Relief directed to Jacquelyn Callanen, in her official capacity as the Administrator Bexar County Elections Department et al, Re: Texas State Lulac; Voto Latino vs. Jacquelyn Callanen, in her official capacity as the Bexar County Elections Administrator, et al, Civil Action No. 1:21-CV-00546-LY.
  - b. Texas Torts Claims Act Notice submitted by Riley & Riley Attorneys at Law, Re: Jeffrey Bushaw and Kelly Bushaw.
  - c. Executive Order NW-21 of County Judge Nelson W. Wolff, issued August 10, 2021.
6. Commissioners Court minutes for Tuesday, August 10, 2021 and Wednesday, August 11, 2021.
7. Communications from citizens who signed the register to speak.

**CONSENT AGENDA ITEMS:**

**All items under the Consent Agenda are heard and acted upon collectively unless opposition is presented, in which case the contested item will be considered, discussion, and appropriate action taken separately.**

**Items(s) Brought by County Auditor:**

**(Leo Caldera)**

8. Approval of bills to include claims registers for Wednesday, August 11, 2021 and Friday, August 13, 2021; Wednesday, August 18, 2021 and Friday, August 20, 2021.
9. Authorization to distribute upcoming payrolls, to include overtime, uniform allowances, and auto allowances to be paid on Tuesday, August 31, 2021.
10. Request approval according to Section 31.11 for \$56,198.67 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 7 tax account(s) to various taxing jurisdictions by individuals, businesses, corporations, etc. which have been reviewed by the Auditor's Office and found to be valid.
11. Authorization and approval for the County Auditor to pay routine bills Monday, August 23, 2021 to Friday, September 3, 2021.

**Item(s) Brought Tax Assessor-Collector's Office:**

**(Albert Uresti)**

12. Approval of a request for the waiver of penalty and interest for Bexar County in the amount of \$115.92 (penalty \$78.49; interest \$37.43) on account #15859-006-0050, Robert Almaguer, Owner of AMA Investments LLC, tax year(s) 2020 in accordance with Section 33.011 of the Texas Property Tax Code. Bexar Appraisal District has acknowledged there was an error with the mailing address not updated accordingly.
13. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$32.35 (penalty \$21.56; interest \$10.79) on account #04131-209-0130, Erik Garza, tax year(s) 2020 in accordance with Section 33.011 of the Texas Property Tax Code.

**Item(s) Brought by Community Supervision & Corrections:**

**(Jarvis Anderson)**

14. Approval of a Request from the Bexar County Community Supervision and Corrections Department to rehire Esteban Lozano, as an Community Supervision Officer I (APNE-37) level salary of \$3,006.84 monthly, effective date to be determined. This hiring conforms to Bexar County's Withdrawn/Rehire Employment.

**Item(s) Brought by Public Works:**

**(Renee Green)**

15. Approval of a Resolution allowing Bexar County to enter two Agreements to Contribute Right of Way Funds with Texas Department of Transportation (TxDOT) for the US 90 Project (Precinct 1) and the FM 1560 Project (Precinct 2).
16. Approval to close and abandon a 0.3141 acre tract of land being a small section of Old Talley Road located in western Bexar County, Texas, as originally acquired in Volume 7141, Page 743, Deed and Plat Records of Bexar County, Texas, said property is considered excess right of way and will be conveyed to the owner of the abutting land being Talley Extension Revitalization Initiative, LLC, in accordance with Transportation Code Section 251.058(b), for the appraised value of \$18,200. Precinct 1.
17. Approval of subdivision plat# 21-11800101 within the Extra Territorial Jurisdiction of the City of San Antonio: Cielo Ranch Unit 5A Replat, owner: Pulte Homes of Texas, located west of Alpine Tundra and Cimarron Lake, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
18. Approval of subdivision plat# 20-11800475 within the Extra Territorial Jurisdiction of the City of San Antonio: Alamo Ranch Unit 54 Phase 2 PUD, owner: Pulte Homes of Texas, located west of Cropland Way and Pronghorn Oak, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
19. Approval of subdivision plat# 20-11800454 within the Extra Territorial Jurisdiction of the City of San Antonio: Arcadia Ridge Caldwell Ranch Road, owner: CTMGT Rancho del Lago, LLC, located south of Caldwell Ranch Road and Ranch Falls, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
20. Approval of subdivision plat# 20-11800429 within the Extra Territorial Jurisdiction of the City of San Antonio: Arcadia Ridge Phase 3 Unit 10A, owner: Meritage Homes of Texas, LP, located south of Caldwell Ranch Road and Ranch Falls, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.

21. Approval of subdivision plat# 20-11800369 within the Extra Territorial Jurisdiction of the City of San Antonio: Scenic Crest Unit 1, owner: Meritage Homes of Texas, LP, located east of Toutant Beauregard Road and Wild Sage, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
22. Approval of subdivision plat# 20-11800148 within the Extra Territorial Jurisdiction of the City of San Antonio: Luckey Ranch Cluster Unit 1A, owner: LGI Homes, located south of Luckey Ranch and U.S. Hwy 90, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
23. Approval of subdivision plat# 20-11800066 within the Extra Territorial Jurisdiction of the City of San Antonio: Preserve at Culebra Unit 2, owner: KB Home Lone Star, LP, located south of Cactus Wren Hill and Wild Hog Way, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
24. Approval to establish Traffic Control devices as Stop Zones at specified locations in Precinct Numbers 1, 2 & 4.

*STOP ZONES TO BE ESTABLISHED:*

**Precinct Number 1**

Stevens Ranch POD 2B Plat #20-11800376

The Stop Sign shall be on May Mist at its intersection with Stevens Pkwy. (1 stop)

The Stop Sign shall be on Lukas Cove at its intersection with May Mist. (1 stop)

Whisper Falls Unit 2D Plat #18-900099

The Stop Sign shall be on Adagio Pace at its intersection with Encore Oaks. (1 stop)

The Stop Signs shall be on Adagio Pace at its intersection with Hoffman Plain. (2 stops)

The Stop Signs shall be on Adagio Pace at its intersection with Kingsley Edge. (2 stops)

The Stop Signs shall be on Encore Oaks at its intersection with Whisper Bend. (2 stops)

The Stop Sign shall be on Hoffman Plain at its intersection with Whisper Bend. (1 stop)

The Stop Sign shall be on Kingsley Edge at its intersection with Whisper Bend. (1 stop)

The Stop Sign shall be on Minuet Sway at its intersection with Whisper Bend. (1 stop)

The Stop Sign shall be on Adagio Pace at its intersection with Minuet Sway. (1 stop)

The Stop Sign shall be on Fermeta Pause at its intersection with Orff Point. (1 stop)

**Precinct Number 2**

Valley Ranch Units 24C & 24D Plat #19-11800022

The Stop Sign shall be on Cotton Grass at its intersection with Red Rock Run. (1 stop)

The Stop Sign shall be on Spotted Rose at its intersection with Red Rock Run. (1 stop)

The Stop Sign shall be on Cyprus Sedge at its intersection with Bur Sedge. (1 stop)

The Stop Signs shall be on Bur Sedge its intersection with Ranch Circle. (2 stops)

The Stop Sign shall be on Bur Sedge at its intersection with Red Rock Run. (1 stop)

The Stop Sign shall be on Side Oats at its intersection with Ranch Circle. (1 stop)

The Stop Sign shall be on Side Oats at its intersection with Red Rock Run. (1 stop)

Waterwheel Subdivision Unit 4C Plat #19-11800376

The Stop Signs shall be on Wherwell Mill/(Access Rd) at its intersection with Landa Falls. (2 stops)

The Stop Sign shall be on Whitton Way at its intersection with Landa Falls. (1 stop)

The Stop Signs shall be on Nettleton Mill/(Access Rd) at its intersection with Landa Falls. (2 stops)

**Precinct Number 4**

Horizon Pointe Unit 16 Plat #20-11800518

The Stop Sign shall be on Pisces Way at its intersection with Andromeda Way. (1 stop)

**Item(s) Brought by Office of Criminal Justice:**

**(Mike Lozito)**

25. Approval of the Memorandum of Understanding between the Bexar County Dispute Resolution Center "Amigos in Mediation" (AIM) Peer Mediation Program to support San Antonio ISD establish by AIM Program, during fiscal year beginning October 1, 2021 ending September 30, 2022. No Bexar County cash match is required.
26. Approval and execution of a Personal Services Agreement between Bexar County and Victoria A. Terranova, Ph.D., to conduct program evaluation services for the Bexar County Opioid Prevention and Intervention Program for a term of October 1, 2020 to September 30, 2021 for a total not to exceed \$25,000 out of the Bureau of Justice Assistance Grant# 2018-AR-BX-K052.

**Item(s) Brought by Constable Precinct 1:**

**(Ruben Tejeda)**

27. Approval of a request from the Constables Office Precinct 1 Ruben C. Tejeda, authorizing the County Auditor to pay an invoice in the amount of \$1088.60 for Deputy Corporal badges #1107 QTY: 2 and Reserved Deputy Staff badges QTY: 10 from Celebrate Excellence.

**Item(s) Brought by Economic and Community Development:**

**(David Marquez)**

28. Approval and Execution of the Tri-Party Funding Agreement between Bexar County, City of San Antonio and Zernona Black in the amount \$500,000 from the capital improvement program fund.

**Item(s) Brought by Facilities Management:**

**(Dan Curry)**

29. Authority to execute a Professional Services Agreement between Bexar County and GSC Architects, in the amount of \$ 136,819 for architectural and engineering services in connection with the Vista Verde Tax Office Drive-Thru.
30. Authorizing the County Judge to execute a Professional Services Agreement between Bexar County and Johnston LLC, in the amount of \$145,700 for Architectural and Engineering services in connection with the design documents for the Adult Detention Center Elevator Modernization located at 200 N. Comal, San Antonio TX. 78207.
31. Authorizing the County Judge to execute a Professional Services Agreement between Bexar County and Johnston LLC, in the amount of \$175,500 for Architectural and Engineering services in connection with the design documents for the Adult Detention Center Crawl Space located at 200 N. Comal, San Antonio TX. 78207.
32. Request approval to negotiate an agreement with Protection Development, Incorporated (PDI) for 3<sup>rd</sup> party inspection and plan review for Bexar County facilities within the City of San Antonio in accordance with the Master ILA.
33. Approval of the second amendment to the Professional Services Agreement for Architectural Services between Bexar County and Munoz & Co., increasing the total compensation by \$29,800 in relation to the BiblioTech EDU project parking lot addition.
34. Approval of the fourth amendment to the professional services agreement for Architectural Services between Bexar County and Huitt-Zollars, Inc. increasing the total compensation by \$680,000 in relation to the Precinct 4 Satellite building project.

**Item(s) Brought by Emergency Management /Fire Marshal:**

**(Chris Lopez)**

35. Ratification of Agenda Item 3A from August 10<sup>th</sup>, 2021 Bexar County Commissioners Court, to confirm the granting of the petition filed to request the creation of Emergency Services District No. 9 and to order the special election to confirm the district's creation and authorize the imposition of a tax not to exceed 10 cents on each \$100 of the taxable value of property taxable by the district, to be held on November 2, 2021.
36. Approval of a Volunteer Fire Department Assistance Agreement between Bexar County and China Grove Volunteer Fire & Rescue, for fire protection services in unincorporated areas of Bexar County; effective January 1, 2021 through December 31, 2021, at an annual cost of \$21,077.76.
37. Approval of the Volunteer Fire Department Assistance Agreement between Bexar County and the City of Schertz, for fire protection services in unincorporated areas of Bexar County; effective January 1, 2021 through December 31, 2021, at an annual cost of \$21,077.76.

**Item(s) Brought by Sheriff:**

**(Javier Salazar)**

38. Approval of the Sheriff's request to place into service a 2018 Infiniti (250 Sedan VIN# JN1FV7AR9JM481414 awarded to the Sheriff's Office on July 7, 2021 under civil case number 2018-CI-24139. This vehicle will be used for undercover operations within the Organized Crimes Division.
39. Authorizing the County Auditor to pay Fiscal Year 21 invoice(s) for Bexar County Sheriff's Office for services from Thomson Reuters in the amount of \$2,884 (Criminal search data base) and Mel Davis (property/storage) for \$9,438. Property Storage is currently involved an Invitation for Bid (IFB) process.

**Item(s) Brought by Criminal District Attorney:**

**(Larry Roberson)**

40. Approval of settlement in the amount of \$31,000 in the matter of *Moses Lozano v. Bexar County, Texas* as authorized by the Bexar County Commissioners Court on August 10, 2021.
41. Approval of a professional services agreement in a not to exceed amount of \$106,965 with the law firm of Roland Rios & Associates, PLLC to provide services necessary to assist Bexar County with the 2021 redistricting of county precincts, including Commissioners and Justices of the Peace, and all issues, matters, tasks, and procedures related to successful completion of the administrative portions of the Bexar County redistricting process.

**Item(s) Brought by Commissioners Court:**

**(Court)**

42. Approval of a request from Commissioner Trish DeBerry, Pct. 3 to appoint Erika Moe to the Child Welfare Board to fill the position for a 2-year term to begin upon appointment and expire on December 31, 2023.
43. Approval of a request from Commissioner Trish DeBerry, Pct. 3 to appoint Isis "Teresa" Martinez to the Joint Commission on Elderly Affairs to fill the position for a 2-year term to begin upon appointment and expire on December 31, 2023.
44. Approval of a request from Commissioner Trish DeBerry, Pct. 3 to appoint Patricia Gibbons to the SMWBE Program Advisory Committee to fill the position for a 2-year term to begin upon appointment and expire on December 31, 2023.

45. Approval of a request to replace Becky Klein of Klein Energy with Alison Silverstein of Alison Silverstein Consulting and amending the timeline for the final report from October 2021 to January 2022.

**INDIVIDUAL AGENDA ITEMS:**

The following Individual Agenda Item may be considered at any time during this meeting:

**Item(s) Brought by Resource Management:** (Tina Smith-Dean)

46. Discussion and appropriate action regarding the salaries and allowances for Elected Officials for FY 2021-22.  
(Estimated Presentation Time: 10 minutes) (Tina Smith-Dean)

**Item(s) Brought by Information Technology:** (Mark Gager)

47. Discussion and appropriate action regarding approval of a contract amendment with Tyler Technologies, Inc. in the amount of \$2,260,357 to include functionality for all four (4) Justices of the Peace (JPs), Public Defender’s Office, Child Support Probation, and all four (4) Constables Offices as part of the Enterprise County Integrated Justice System (eCIJS) project.  
(Estimated Presentation Time: 20 minutes) (Mark Gager)

**Item(s) Brought by Facilities Management:** (Dan Curry)

48. Discussion and Appropriate action regarding the Approval of the first amendment to a Lease Agreement between Bexar County and Lifetime Recovery, Inc. clarifying the terms and conditions, updating the phases of the proposed redevelopment project, and approving the reimbursement of \$1,000,000 in capital improvements already completed at the County owned property located at 10290 Southton Road.  
(Estimated Presentation Time: 5 minutes) (Dan Curry)

**Item(s) Brought by Office of the County Manager:** (David Smith)

49. Discussion and appropriate action regarding an agreement between Bexar County and BCFS Health and Human Services for temporary emergency response resources to include, but not limited to, medical response personnel.  
(Estimated Presentation Time: 5 minutes) (Thomas Guevara)

**FILE INFORMATION**

**Document Number: 27788**  
**Date/Time: 8/20/2021 4:54:34 PM**  
**Total Pages: 8**  
**FILED IN THE OFFICIAL PUBLIC**  
**RECORDS OF BEXAR COUNTY**  
**LUCY ADAME – CLARK**  
**BEXAR COUNTY CLERK**  
**Total Fees: \$0.00**

Posted: Friday, August 20, 2021 at 5:00 p.m